



# **CITY OF SANTA BARBARA CITY COUNCIL MINUTES**

## **REGULAR MEETING August 19, 2008 COUNCIL CHAMBER, 735 ANACAPA STREET**

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### **CALL TO ORDER**

Mayor Marty Blum called the meeting to order at 2:01 p.m. (The Ordinance Committee met at 12:30 p.m., and the Finance Committee met at 1:00 p.m.)

### **PLEDGE OF ALLEGIANCE**

Mayor Blum.

### **ROLL CALL**

Councilmembers present: Iya G. Falcone, Dale Francisco, Roger L. Horton, Grant House, Das Williams, Mayor Blum.

Councilmembers absent: Helene Schneider.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

### **CEREMONIAL ITEMS**

1. Subject: Recognition Of Jose Reyes And Jose Acosta For Life Saving Efforts (120.08)

Speakers:

Staff: Fire Chief Ron Prince.

Action: Letters of Recognition presented to Jose Reyes.

Councilmember Schneider entered the meeting at 2:07 p.m.

### **PUBLIC COMMENT**

Speakers: Richard Rosenwald; Kelsey Walker; Ruth Wilson; Kenneth Loch; Bob Hansen; Nancy Tunnell; Philip Walker; Mr. Pennington; Dennis Berger; Marianne Partridge, Santa Barbara Independent; Bryan Brown, KCSB-FM.

## **REPORT FROM THE FINANCE COMMITTEE**

Finance Committee Chair Roger Horton reported that the Committee reviewed the July 2008 Investment Report, which will be considered by the Council as Agenda Item No. 3.

### **CONSENT CALENDAR (Item Nos. 2 - 5 and 7 - 12)**

The titles of ordinances and resolutions related to Consent Calendar items were read.

Motion:

Councilmembers Falcone/Horton to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

2. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the adjourned regular meeting of August 4, 2008, and the regular meeting of August 5, 2008.

Action: Approved the recommendation.

3. Subject: July 2008 Investment Report (260.02)

Recommendation: That Council accept the July 2008 Investment Report.

Action: Approved the recommendation (August 19, 2008, report from the Finance Director).

4. Subject: Annual Field Scheduling And Monitoring Fiscal Year 2009 Budget Appropriation (570.07)

Recommendation: That Council appropriate \$29,085 in expenditures and \$58,171 in revenues to the Parks and Recreation Department Miscellaneous Grants Fund for the Field Scheduling Program budget.

Action: Approved the recommendation (August 19, 2008, report from the Parks and Recreation Director).

5. Subject: Adoption Of Ordinance Amending Santa Barbara Municipal Code Section 14.23.009 And Chapter 22.80 Regarding Water Conservation Standards (540.05)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 14.23.009 and Chapter 22.80 of the Santa Barbara Municipal Code Regarding Landscape Design Standards For Water Conservation.

Action: Approved the recommendation; Ordinance No. 5460.

7. Subject: Resolution To Authorize Merger Of Parcels For Fire Station No. 1 And Dedicate An Easement For Frontage Of Chapala Street (330.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Execution of a Certificate of Voluntary Merger to Merge Certain Multiple Lots Underlying the Property Owned by the City of Santa Barbara Known as Fire Station No. 1, Located at 121 West Carrillo Street, and Dedicating an Easement Thereon for a Public Street Along the Frontage of Chapala Street, as Presently Traveled.

Action: Approved the recommendation; Resolution No. 08-085 (August 19, 2008, report from the Public Works Director; proposed resolution).

8. Subject: Opposition To State Borrowing Of Local Government Funds (150.02)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Opposing State Budget Decisions That Would Borrow Local Government, Redevelopment and Transportation Funds.

Action: Approved the recommendation; Resolution No. 08-086 (August 19, 2008, report from the Finance Director; proposed resolution).

## NOTICES

9. The City Clerk has on Thursday, August 14, 2008, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
10. Cancellation of the regular Redevelopment Agency meeting of August 19, 2008, due to lack of business.
11. The site visit scheduled for August 18, 2008, at 1:30 p.m., and the public hearing scheduled for August 19, 2008, at 2:00 p.m., both related to an appeal of the Planning Commission's decision for property located at 528 Anacapa Street, have been cancelled due to withdrawal of the appeal.

12. Cancellation of the regular City Council meeting of August 26, 2008, and of the regular City Council and Redevelopment Agency meetings of September 2, 2008, due to lack of a quorum.

This concluded the Consent Calendar.

#### **ITEM REMOVED FROM CONSENT CALENDAR**

6. Subject: Adoption Of Ordinance And Appeal Findings Resolution For 1298 Coast Village Road (640.07)

Recommendation: That Council:

- A. Adopt, by reading of title only, An Ordinance Of The Council Of The City Of Santa Barbara Rezoning Certain Property And Approving A Local Coastal Program Amendment for an Application of Olive Oil & Gas LP, 1298 Coast Village Road (MST2004-00493); and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Denying the Appeal and Upholding the Decision of the Planning Commission to Approve the Mitigated Negative Declaration and Approve a Mixed-Use Project Located at 1298 Coast Village Road, Making Environmental Findings, Approving Certain Modifications, and Issuing a Coastal Development Permit and a Development Plan Approval for Non-Residential Development, Along with the Necessary Tentative Subdivision Map for Eight Residential Condominium Units and for a 4,800 Square-Ft. Non-Residential Commercial Development.

Documents:

- August 19, 2008, report from the Community Development Director.
- Proposed Ordinance and Resolution.
- Affidavit of Publication.
- Undated letter and supporting documentation, submitted by John Wallace.

The titles of the ordinance and resolution were read.

Speakers:

- Members of the Public: Robert W. Burnap; Appellant John Wallace; Appellant Derek Westen, Save Coast Village Road.
- Staff: Deputy City Clerk Susan Tschech.

Motion:

Councilmembers House/Horton to approve the recommendations.

This motion was withdrawn.

(Cont'd)

6. (Cont'd)

Motion:

Councilmembers House/Horton to approve recommendation A; Ordinance No. 5461.

Vote:

Majority roll call vote (Noes: Councilmember Francisco, Mayor Blum).

Motion:

Councilmembers House/Horton to approve recommendation B; Resolution No. 08-084.

Vote:

Majority roll call vote (Noes: Councilmember Francisco, Mayor Blum).

## **REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Das Williams reported that the Committee met to review proposed amendments to Santa Barbara Municipal Code Chapters 22.68 and 22.22 (Architectural Board of Review and Historic Structures, respectively) to establish development project compatibility review criteria for the City's design review process. The Committee made some minor changes to the proposed ordinance and directed that it be forwarded to Council for introduction and subsequent adoption.

Councilmembers Falcone and Williams left the meeting at 3:04 p.m.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### **FINANCE DEPARTMENT**

13. Subject: Cottage Hospital Debt Issuance (280.01)

Recommendation: That Council:

- A. Hold a Public Hearing at the request of the California Statewide Communities Development Authority (CSCDA) on the issuance of debt by CSCDA on behalf of Cottage Hospital; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving a Tax-Exempt Bond Financing to be Issued by the California Statewide Communities Development Authority to Benefit Santa Barbara Cottage Hospital and Affiliates.

Documents:

- August 19, 2008, report from the Finance Director.
- Proposed Resolution.
- Affidavit of Publication.

(Cont'd)

13. (Cont'd)

The title of the resolution was read.

Public Comment Opened:  
3:05 p.m.

Speakers:  
Staff: Finance Director Robert Peirson.

Public Comment Closed:  
3:07 p.m.

Motion:  
Councilmembers Horton/Schneider to approve recommendation B;  
Resolution No. 08-087.

Vote:  
Unanimous roll call vote (Absent: Councilmember Falcone, Williams).

Councilmember Falcone returned to the meeting at 3:10 p.m.; Councilmember Williams returned at 3:13 p.m.

CITY ADMINISTRATOR

14. Subject: Update On The City's Coordination Efforts Targeting Youth Gang Violence (520.04)

Recommendation: That Council receive an update on the City's coordination efforts targeting youth gang violence.

Documents:  
- August 19, 2008, report from the City Administrator.  
- Undated letter from Ray Sargent.

Speakers:  
- Staff: City Administrator James Armstrong.  
- Santa Barbara County Education Office: Fred Razo, Director of Juvenile Court and Community Schools.  
- Members of the Public: Ray Sargent, Mr. Pennington.

By consensus, the Council received the report.

15. Subject: Response To The 2007-2008 Grand Jury Report - Anti-Gang Efforts In The City Of Santa Barbara: Who's In Charge?" (520.04)

Recommendation: That Council review and approve a draft letter in response to the findings and recommendations of the 2007-2008 Santa Barbara County Civil Grand Jury report titled, Anti-Gang Efforts in the City of Santa Barbara: Who's in Charge?

Documents:

August 19, 2008, report from the City Administrator.

Speakers:

Staff: Special Projects Manager Don Olson, City Administrator James Armstrong.

Discussion:

Councilmembers made comments about the Grand Jury's report and requested several changes to the City's draft response letter.

Motion:

Councilmembers Falcone/Schneider to approve the draft letter in response to the Grand Jury's report, as revised to incorporate Council comments.

Vote:

Unanimous voice vote.

## **RECESS**

4:33 p.m. - 4:46 p.m.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)**

### **PARKS AND RECREATION DEPARTMENT**

16. Subject: 2008 Creek And Ocean Water Quality Public Opinion Research Survey Results (540.14)

Recommendation: That Council receive a presentation on the 2008 Creek and Ocean Water Quality Public Opinion Research Survey Results.

Documents:

August 19, 2008, report from the Parks and Recreation Director.

(Cont'd)

16. (Cont'd)

Speakers:

- Staff: Creeks Restoration/Clean Water Manager Cameron Benson.
- Goodwin Simon Victoria Research (City Consultant): Paul Goodwin.

By consensus, the Council received the report.

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

Information:

- Mayor Blum mentioned that she had represented the City at two events, a farewell for an Army Reserve group headed to Iraq, and a picnic honoring all fire personnel whose efforts helped to put out the Gap Fire.
- Councilmember Williams commented on his attendance at meetings of 1) the League of Conservation Voters; and 2) the Cachuma Operation and Maintenance Board, which continued its discussion of funding for prevention of a quagga mussel infestation.
- Councilmember Schneider reported on her attendance at meetings of the following groups: 1) Sustainable City Program Committee; and 2) Metropolitan Transit District Board, which held the second of three hearings regarding a proposed fare increase. She also advised that the Arts Advisory Committee will meet this Thursday to discuss funding recommendations for organizational development.
- Councilmember Falcone reported on her attendance at a meeting of the City/County Solid Waste Task Group to discuss conversion technology; she also commented that a State budget has not yet been passed and that this will likely be an topic for discussion at a meeting of the League of California Cities Channel Counties Division to be held later this week.

Councilmember Williams left the meeting at 5:20 p.m.

Information (Cont'd):

- Councilmember House remarked upon a workshop of the Local Government Commission, hosted by the Mayor, regarding the California Environmental Quality Act and climate change.

## **RECESS**

The Mayor recessed the meeting at 5:24 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 17, and she stated there would be no reportable action taken during the closed session.



## **CLOSED SESSIONS**

17. Subject: Conference With Legal Counsel - Anticipated Litigation (160.03)

Recommendation: That Council hold a closed session to consider anticipated litigation pursuant to subsection (c) of section 54956.9 of the Government Code and take appropriate action as needed. One potential case. Amicus Curiae Request - City of Irvine v. Southern California Association of Governments (Orange County Superior Court Case No. 07CC08301, Fourth District Court of Appeals Case No. G040513). Scheduling: Duration, 15 minutes; anytime Report: A report will follow the Closed Session if action is taken that requires reporting pursuant to Government Code section 54957.1.

Documents:

August 19, 2008, report from the City Attorney.

Time:

5:27 p.m. - 5:47 p.m. Councilmember Williams was absent.

No report made.

## **ADJOURNMENT**

Mayor Blum adjourned the meeting at 5:47 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

_____	ATTEST:_____
MARTY BLUM	SUSAN TSCHECH, CMC
MAYOR	DEPUTY CITY CLERK